

Message

**From:** Han, Linda (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MASSMAIL-01/CN=RECIPIENTS/CN=LINDA.HAN]  
**Sent:** 6/4/2012 8:26:47 PM  
**To:** Levin, Donna (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MassMail-01/cn=Recipients/cn=Donna.Levin];  
Monroe, Natalie (AGO) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MassMail-01/cn=Recipients/cn=NMonroe]  
**CC:** Chilian, Steve (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MassMail-01/cn=Recipients/cn=Steve.Chilian]; Nassif, Julianne (DPH) [/O=COMMONWEALTH OF MASSACHUSETTS/OU=MassMail-01/cn=Recipients/cn=Julianne.Nassif]  
**Subject:** RE: subpoena [REDACTED]

I left ADA Healy a voice message and sent her an email, but have not spoken to her yet. Fyi, and thanks!! Linda

-----Original Message-----

From: Levin, Donna (DPH)  
Sent: Monday, June 04, 2012 4:26 PM  
To: Monroe, Natalie (AGO); Han, Linda (DPH)  
Cc: Chilian, Steve (DPH); Nassif, Julianne (DPH)  
Subject: RE: subpoena [REDACTED]

Sure Natalie - I am sure we would all appreciate that. Thanks.

Donna E. Levin  
General Counsel  
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250 Washington Street  
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Blog: <http://publichealth.blog.state.ma.us>

-----Original Message-----

From: Monroe, Natalie (AGO)  
Sent: Monday, June 04, 2012 4:24 PM  
To: Levin, Donna (DPH); Han, Linda (DPH)  
Cc: Chilian, Steve (DPH); Nassif, Julianne (DPH)  
Subject: RE: subpoena [REDACTED]

If it would be helpful, I'd be happy to also speak to the ADA to explain our concerns/issues with disclosing personnel matters, which may help him formulate objections to the testimony.

Natalie S. Monroe, Esq.  
Chief, Appeals Division  
Criminal Bureau  
Office of Attorney General Martha Coakley  
One Ashburton Place  
Boston, MA 02108  
Phone: 617-963-2634

-----Original Message-----

From: Levin, Donna (DPH)  
Sent: Monday, June 04, 2012 4:14 PM  
To: Han, Linda (DPH); Monroe, Natalie (AGO)  
Cc: Chilian, Steve (DPH); Nassif, Julianne (DPH)  
Subject: RE: subpoena [REDACTED]

Linda -- I think you should be touching base with the ADA on this as suggested by Natalie. You should tell her that Mr. Freitas called and let her know about the conversation. Thanks. Donna

Donna E. Levin  
General Counsel  
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-----Original Message-----

From: Han, Linda (DPH)  
Sent: Monday, June 04, 2012 4:09 PM  
To: Monroe, Natalie (AGO)  
Cc: Levin, Donna (DPH); Chilian, Steve (DPH); Nassif, Julianne (DPH)  
Subject: RE: subpoena [REDACTED]

So I just spoke to Paul Freitas, defense atty, who call to identify a time that would be most convenient for me to testify. He thought that it would likely be on Thurs, but that he would know better by Wednesday afternoon. He was planning to contact me to let me know when I am to arrive.

He said that he was planning on asking questions related to Annie Dookhan and the letter I sent out to the DA offices earlier this year.

Linda

-----Original Message-----

From: Monroe, Natalie (AGO)  
Sent: Monday, June 04, 2012 3:55 PM  
To: Han, Linda (DPH)  
Cc: Levin, Donna (DPH); Chilian, Steve (DPH); Nassif, Julianne (DPH)  
Subject: RE: subpoena [REDACTED]

Linda,

I'm sure you know this already, but it's very difficult to quash a subpoena to testify at a criminal trial. Instead, it's usually up to the ADA to oppose the testimony -- either in part or in total -- on the grounds of relevancy, prejudice, etc. So, I hate to say it, but it's likely that you will at least have to show up.

I'd start with talking to the ADA to get a sense of (a) why the defense has called you (the ADA might not know); and (b) how the ADA intends to respond to having you testify (e.g., will he object to having you testify at all). Then I'd talk to the defense attorney to see if you really have to show up on June 6th. As you know, they often notice the subpoena for the first day of the trial, rather than the actual day they need you there.

I can call the ADA if you want; or you, Steve or Donna can.

I hope this is helpful.

Thanks,  
Natalie

Natalie S. Monroe, Esq.  
Chief, Appeals Division  
Criminal Bureau  
Office of Attorney General Martha Coakley One Ashburton Place Boston, MA 02108  
Phone: 617-963-2634

-----Original Message-----

From: Han, Linda (DPH)  
Sent: Monday, June 04, 2012 2:49 PM  
To: Monroe, Natalie (AGO)  
Cc: Levin, Donna (DPH); Chilian, Steve (DPH); Nassif, Julianne (DPH)  
Subject: FW: subpoena [REDACTED]

Hi Natalie:

I forgot to cc you on my original email. I am being subpoenaed for appearance on Wed June 6 (attachment). Julie is working on identifying which ADA is involved in the case. Any other thoughts on how to proceed?

Thanks,  
Linda

-----Original Message-----

From: Han, Linda (DPH)  
Sent: Monday, June 04, 2012 9:35 AM  
To: Levin, Donna (DPH); Chilian, Steve (DPH)

Cc: Nassif, Julianne (DPH)

Subject: subpoena [REDACTED]

Hi Steve and Donna:

I did in fact get a subpoena last week for a court appearance on June 6, 2012. See attached. Julie is contacting Paul Freitas.

Linda